

To: Brian Mikucki[bmikucki@tierrasolutionsinc.com]
From: Butler, Elizabeth
Sent: Wed 8/10/2016 3:07:38 PM
Subject: RE: Follow up to your questions

Have to admit, I gave all the letters I could find that referenced the financial assurance to Frances, one of our attorneys, and she's on vacation so I can't dig them up. I thought the amount in them was \$1M, but I could be mistaken. I will check with her when she gets back – she's due back tomorrow. I may just have confused it with the amount we were informed that would be set aside for Maxus/Tierra as part of the bankruptcy to perform activities related to OU1 for the next year. Will keep you posted on whether I do actually have a document that states \$1M or if I just somehow made that up. Sorry for any confusion.

The below was very helpful. Thanks!

From: Brian Mikucki [mailto:bmikucki@tierrasolutionsinc.com]
Sent: Monday, August 08, 2016 4:40 PM
To: Butler, Elizabeth <Butler.Elizabeth@epa.gov>
Subject: Follow up to your questions

Hi Elizabeth,

I wanted to follow up with you from our conversation earlier this morning. Regarding the financial assurance, I was wondering if you could tell me where you got the \$1MM in financial assurance number from? All the documents I have indicate that there are two separate letter of credits for the Site; one for \$4MM, and the second for \$12MM for a total of \$16MM financial assurance for the Site. Was the \$1MM you were referring to just an estimate, or did you have documentation identifying such? Regarding your question on OMM costs, the actual OMM costs over the past two years were 748,680 in 2014, and 978,174 in 2015. In 2016 we anticipate to spend 763,820. Note that these costs are OMM (GW quality, influent/effluent, disposal, plant operations) only, and do not included items such as Remedy Evaluation costs.

I have attached two documents which I hope can answer your question regarding the ownership boundary of the Site. The first is our tidelands license which provides further details on the site boundary, and the second is the Deed for the property which identifies the meets and bounds. The third document attached simply shows that the Tidelands License is indeed current.

Please let me know if you need anything else, and if you have any additional questions.

Brian Mikucki

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